



City of Mentor-on-the-Lake

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AGENDA

VIRTUAL REGULAR MEETING OF COUNCIL CITY OF MENTOR-ON-THE-LAKE NOVEMBER 10, 2020 7:00 P.M.

CALL TO ORDER: PLEDGE OF ALLEGIANCE

ROLL CALL:

At Large: JIM LUNDER, Vice-President
Ward 3: ROB JOHNSON
At Large: KEVIN BITTNER
At Large: PRESTON WOLK
Ward 1: DAVID CHABUT
Ward 2: PAUL MORRIS
Ward 4: DESIREA THOMPSON, President

APPROVAL OF MINUTES: Virtual Regular Meeting of Council – October 27, 2020

CORRESPONDENCE:

ADMINISTRATIVE AND DEPARTMENT HEAD REPORTS:

Mayor & Safety Director – Mr. Eva
Administrative Director – Mrs. Bartone
Law Director – Mr. Lyons

QUESTIONS TO ADMINISTRATION AND DEPARTMENT HEADS:

BOARD/COMMITTEE/COMMISSION REPORTS:

Planning and Zoning Commission

Monday, November 9, 2020

OPEN TO THE PUBLIC TO SPEAK:

LEGISLATION BEFORE COUNCIL:

RESOLUTION NO. 2020-R-17

A RESOLUTION CONFIRMING THE APPOINTMENT OF CT CONSULTANTS, INC., AS CITY ENGINEER, AFFIRMING THEIR CONTRACT, ESTABLISHING THEIR COMPENSATION, AND DECLARING AN EMERGENCY

RESOLUTION NO. 2020-R-18

A RESOLUTION CONFIRMING THE APPOINTMENT OF JAMES M. LYONS AS LAW DIRECTOR AND ASSISTANT CITY PROSECUTOR, AFFIRMING HIS CONTRACT, DETERMINING COMPENSATION, AND DECLARING AN EMERGENCY

ORDINANCE NO. 2020-O-22 (THIRD READING)

AN ORDINANCE AMENDING ORDINANCE 1258.02 – PERMITTED BUILDINGS AND USES OF THE CODIFIED ORDINANCES

ORDINANCE NO. 2020-O-23 (THIRD READING) (TABLED)

AN ORDINANCE AMENDING CODIFIED ORDINANCE 232.01 – COMPOSITION OF FIRE DEPARTMENT

ORDINANCE NO. 2020-O-24 (SECOND READING)

AN ORDINANCE AMENDING CODIFIED ORDINANCE 1258.03 – ACCESSORY BUILDINGS AND USES

ORDINANCE NO. 2020-O-26

AN ORDINANCE REPEALING ORDINANCES 1036.05 AND 1036.12 IN CHAPTER 1036 - TREE PRESERVATION

ORDINANCE NO. 2020-O-27

AN ORDINANCE AMENDING CODIFIED ORDINANCE 1060.01 - NAMING OF PARKS

OLD BUSINESS:

NEW BUSINESS:

Expenditure Approval:

Vendor: CIVICA CMI
Items: Authority software upgrade – Finance/Purchasing/Payroll
Cost: \$76,302.00
Fund: CARES ACT Fund
(Per Memorandum of November 5, 2020, from Mrs. Bartone)

OPEN TO THE PUBLIC TO SPEAK:

ANNOUNCEMENTS AND SETTING OF MEETINGS:

Ordinance Committee Monday, November 16, 2020, at 6:00 P.M.

ADJOURNMENT:

The next **AGENDA MEETING** will be held on
November 19, 2020, at 6:00 P.M.

The next **REGULAR MEETING OF COUNCIL** will be held on
November 24, 2020, at 7:00 P.M.

RESOLUTION NO. 2020-R-17

**A RESOLUTION CONFIRMING THE APPOINTMENT OF CT CONSULTANTS, INC.,
AS CITY ENGINEER, AFFIRMING THEIR CONTRACT, ESTABLISHING THEIR
COMPENSATION, AND DECLARING AN EMERGENCY**

WHEREAS, Section 6.04 of the City Charter establishes the Office of Engineer to be appointed by the Mayor annually, with the approval of the majority of Council, to serve on a contract basis; and

WHEREAS, the firm of **CT CONSULTANTS, INC.**, has been appointed by the Mayor to serve for a one (1) year period, effective January 1, 2021, in accordance with the contract, a copy of which is attached hereto and marked Exhibit "A".

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Mentor-on-the-Lake, County of Lake, and State of Ohio, as follows:

Section 1. That the firm of **CT CONSULTANTS, INC.**, is hereby confirmed as Engineer of the City of Mentor-on-the-Lake, in accordance with the contract attached hereto and marked Exhibit "A", effective January 1, 2021.

Section 2. That said Engineer shall receive as compensation a monthly retainer in the amount of Five Hundred Dollars (\$500.00), and such additional compensation as specified within the contract.

Section 3. That all formal actions of this Council concerning the passage of this Resolution were adopted in an open meeting, and all deliberations of this Council, or any of its Committees, which resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22, of the Ohio Revised Code.

Section 4. That this Resolution is hereby declared to be and is passed as an emergency measure, the emergency being the necessity to appoint and confirm an Engineer in a timely manner to represent the City of Mentor-on-the-Lake. Said Resolution is necessary for the immediate preservation of the public peace, health, safety, and welfare of the inhabitants of the City.

WHEREFORE, this Resolution shall be in full force and effect immediately upon its passage by Council and approval by the Mayor.

ADOPTED: _____

**DESIREA A. THOMPSON
PRESIDENT OF COUNCIL**

ATTEST: _____
CLERK OF COUNCIL

**DAVID R. EVA DATE
MAYOR**

RESOLUTION NO. 2020-R-18

**A RESOLUTION CONFIRMING THE APPOINTMENT OF JAMES M. LYONS
AS LAW DIRECTOR AND ASSISTANT CITY PROSECUTOR, AFFIRMING
HIS CONTRACT, DETERMINING COMPENSATION, AND
DECLARING AN EMERGENCY**

WHEREAS, the contract with the Law Director and Assistant City Prosecutor expires on December 31, 2020; and

WHEREAS, Section 6.04 of the City Charter establishes the Office of Law Director, appointed by the Mayor annually with the approval of the majority of Council, to serve on a contract basis; and

WHEREAS, **JAMES M. LYONS** is an attorney-at-law, licensed to practice within the State of Ohio, and possesses the requisite qualifications; and

WHEREAS, **JAMES M. LYONS** has been appointed by the Mayor to serve, effective January 1, 2021, in accordance with the Contract, a copy of which is attached.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Mentor-on-the-Lake, County of Lake, and State of Ohio, as follows:

Section 1. That the appointment of **JAMES M. LYONS** as Law Director and Assistant City Prosecutor is hereby confirmed and approved by this Council, in accordance with the attached Contract, effective January 1, 2021.

Section 2. That for the services rendered, **JAMES M. LYONS** shall receive a monthly salary of Two Thousand One Hundred Sixty-two Dollars and 40/100 (\$2,162.40). In addition, the Law Director may charge the City for litigation, services and appearances for and on behalf of the City at the rate of Ninety Dollars (\$90.00) per hour pursuant to the attached Contract.

Section 3. That all formal actions of this Council concerning the passage of this Resolution were adopted in an open meeting, and all deliberations of this Council, or any of its Committees, which resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22, of the Ohio Revised Code.

Section 4. That this Resolution is hereby declared to be and is passed as an emergency measure, the emergency being the necessity to appoint and confirm a Law Director and Assistant Prosecutor in a timely manner to represent the City of Mentor-on-the-Lake. Said Resolution is necessary for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the City of Mentor-on-the-Lake.

WHEREFORE, this Resolution shall be in full force and effect immediately upon its passage by Council and approval by the Mayor.

ADOPTED: _____

DESIREA A. THOMPSON
PRESIDENT OF COUNCIL

ATTEST: _____
CLERK OF COUNCIL

DAVID R. EVA **DATE**
MAYOR

ORDINANCE No. 2020-0-26

**AN ORDINANCE REPEALING ORDINANCES 1036.05 and 1036.12
IN CHAPTER 1036 - TREE PRESERVATION**

WHEREAS, Council has determined that Ordinances 1036.05 - *Responsibilities of Tree Board and Beautification Commission* and 1036.12 - *Recommended Tree List* are no longer necessary and serve no purpose for the City and that as a result, these two Ordinances should be repealed.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Mentor-on-the-Lake, County of Lake and State of Ohio, as follows:

Section 1. That existing Ordinances 1036.05 - *Responsibilities of Tree Board and Beautification Commission* and 1036.12 - *Recommended Tree List* are hereby repealed.

Section 2. That all formal actions of this Council concerning the passage of this Ordinance were adopted in an open meeting, and that all deliberations of this Council, or any of its Committees, which resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

WHEREFORE, this Ordinance shall be in full force and effect as provided by law after its passage by Council and approval by the Mayor.

DESIREA THOMPSON
PRESIDENT OF COUNCIL

DAVID R. EVA
MAYOR
Dated: _____

ADOPTED: _____

ATTEST: _____
Clerk of Council

ORDINANCE NO. 2020-0-27

**AN ORDINANCE AMENDING CODIFIED
ORDINANCE 1060.01 - NAMING OF PARKS**

WHEREAS, Council wishes to amend Ordinance 1060.01 in order to include McMinn Park in in the list of parks.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Mentor-on-the-Lake, County of Lake and State of Ohio, as follows:

Section 1. That Codified Ordinance Sections 1060.01 is amended and as amended hereby reads as follows:

1060.01 NAMING OF PARKS.

(a) The City park referred to as Lake Overlook Beach Association (LOBA) and located on Thunderbird Drive shall hereafter be designated and named Overlook Beach Park.

(b) The City park referred to as City Hall Park and located behind the City Hall facilities shall hereafter be designated and named Andrews Field.

(c) The City park referred to as Linden Street Park and located on Linden Street shall hereafter be designated and named Linden Park.

(d) The City park referred to as Reef Road Park and located on Reef Road shall hereafter be designated and named Lakeway Park.

(e) The City park referred to as McMinn Park and located behind Andrews Plaza and accessed along Marine Parkway shall hereafter be designated and named McMinn Park.

Section 2. That all formal actions of this Council concerning the passage of this Ordinance were adopted in an open meeting, and that all deliberations of this Council, or any of its Committees, which resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

WHEREFORE, this Ordinance shall be in full force and effect as provided in law upon its passage by Council and approval by the Mayor.

DESIREA THOMPSON
PRESIDENT OF COUNCIL

DAVID R. EVA
MAYOR
Dated: _____

ADOPTED: _____

ATTEST: _____
Clerk of Council